

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,

Plaintiff,

v.

KENNETH JOHN GASTECKI,

Defendant.

) INDICTMENT

)

) (18 U.S.C. § 2252(a)(2)

) (18 U.S.C. § 2252(b)(1)

) (18 U.S.C. § 2252(a)(4)(B))

) (18 U.S.C. § 2252(b)(2))

) (18 U.S.C. § 2253(a))

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**[REDACTED]**  
CR 11-351 MOD/LIB

THE UNITED STATES GRAND JURY CHARGES THAT:

COUNT 1

(Distribution of Child Pornography)

On or about July 29, 2009, in the State and District of  
Minnesota, the defendant,

**KENNETH JOHN GASTECKI,**

did knowingly distribute a visual depiction using any means and  
facility of interstate and foreign commerce that had been mailed,  
and had been shipped and transported in and affecting interstate  
and foreign commerce, by any means including by computer, where the  
production of such visual depiction involved the use of a minor  
engaging in sexually explicit conduct and such visual depiction is  
of such conduct, including, but not limited to, the following  
computer images or video files:

- 1) toddler being f\*\*\*\*d by man 78678(2).mpg
- 2) sucknew 7yo swallows daddys load.avi
- 3) 06yoboy sits on dad'shardc\*\*\*001.mpg
- 4) nephew16.jpg

SCANNED

NOV 15 2011

U.S. DISTRICT COURT ST. PAUL

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NOV 08 2011  
FILED  
RICHARD D. SLETTEN, CLERK  
JUDGMENT ENTD  
DEPUTY CLERK

5) nephew94.jpg

6) 678917643826294013(1)(2).jpg

all in violation of Title 18, United States Code, Sections 2252(a)(2) and 2252(b)(1).

**Forfeiture Allegations**

Count 1 of this Information is hereby realleged and incorporated as if fully set forth herein by reference, for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 2253(a).

As a result of the foregoing offense, the defendant shall forfeit to the United States pursuant to Title 18, United States Code, Section 2253(a):

(1) any visual depiction described in section 2251, 2251A, 2252, 2252A, 2252B, or 2260 of this chapter, or any book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped or received in violation of this chapter;

(2) any property, real or personal, constituting or traceable to gross profits or other proceeds obtained from such offense; and

(3) any property, real or personal, used or intended to be used to commit or to promote the commission of such offense or any property traceable to such property, including but not limited to a White Mac Computer, SN W872335FVUX, VHS tapes, video cameras, digital cameras, memory cards, computer hard drives, DVDs and CDs

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seized from the defendant on July 29, 2009.

If any of the above-described forfeitable property is unavailable for forfeiture, the United States intends to seek the forfeiture of substitute property as provided for in Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 2253(b).

All in violation of Title 18, United States Code, Sections 2252(a)(4)(B), 2252(b)(2) and 2253(a).

A TRUE BILL

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UNITED STATES ATTORNEY

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FOREPERSON